MULTIMEDIA UNIVERSITY

STUDENT ID NO

MULTIMEDIA UNIVERSITY

FINAL EXAMINATION

TRIMESTER 3, 2015/2016

BYL 2824 -CYBERLAW

(Distance Education)

1st JUNE 2016
9.00 a.m. – 11.00 a.m.
(2 Hours)

INSTRUCTIONS TO STUDENT

1. This question paper consists of 2 pages, inclusive of the cover page
2. Answer **ALL FOUR (4)** questions
3. Questions carry 25 marks each.

QUESTION 1

Shere Khan is a Professor of Management at the University of McKinley. He belongs to a mailing list that is made up of academics relating to his field from universities all over the world. Shere Khan sends an email to this mailing list calling a fellow academic, Professor Bagheera "a suspicious academic who obtained his Ph.D through cheating and fraud and not through his original work" and asks everyone to forward that email. The email reaches Professor Bagheera. Understandably upset, Prof Bagheera wants to take legal action. Advise him. What does he have to proof? Is there any defence available to Professor Shere Khan? Support your answer with at least two decisions of the courts.

QUESTION 2

Microsoft Corporation, a company incorporated in the United Kingdom had ownership of copyright subsisting in several computer programs such as Microsoft Windows, Microsoft Office, Microsoft Publisher etc. Clooney Compter Sdn Bhd (CCL) is a Malaysian Company which has been selling computers and other related accessories since 1990 at Paradis. In the ordinary course, CCL would download the computer programs mentioned above into the central processing unit of a computer if requested by the customers. Microsoft claims that the act committed by CCL is infringing Microsoft's copyright of the computer programs. They also claimed that CCL had been distributing copies of their programs without their license or consent. Discuss. CCL is also requesting your advice in setting up their website. They want to provide connections to other websites from their own website and they are not sure whether to link or frame. Advise CCL on the different methods that are available and which connecting method is preferable. Your answer must be supported by cases.

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QUESTION 3

Explain the various ways in which domain name conflict could occur. You must support your answers with cases.

QUESTION 4

Discuss the four core crimes and the ancillary crime under the Computer Crimes Act 1997. You must set out the crimes in detail and provide examples.

(TOTAL: 100 Marks)

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